Docket No.: 20481/1206898-US1

(PATENT)

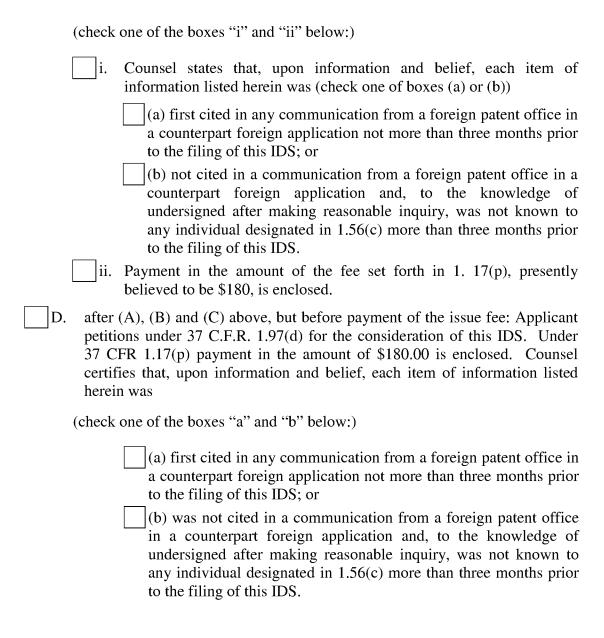
## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

	Patent Application of: olm et al.	
Application No.: 10/569,863		Confirmation No.: 9762
Filed: February 27, 2006		Art Unit: N/A
For:	MODIFIED RELEASE COMPOSITIONS COMPRISING TACROLIMUS	Examiner: Not Yet Assigned
	INFORMATION DISCLOSUR	E STATEMENT (IDS)
P.O. E	nissioner for Patents Box 1450 ndria, VA 22313-1450	
Dear S	Sir:	
be con	and it is requested that the information set forth nsidered during the pendency of the above-iden g on the filing date of the above-identified app	tified application, and any other application
(Chec	1. This IDS should be considered, in accord k one of the boxes A-D)	ance with 37 C.F.R. 1.97, as it is filed:
	A. within three months of the filing date application or within three months of the above identified national application	
x	B. before the mailing date of a first office ac	etion on the merits, or a first office

action after filing a request for continued examination.

necessary fee in box "ii" below.

after (A) and (B) above, but before final rejection or allowance, and Applicants have made the necessary statement in box "i" below or paid the Application No.: 10/569,863 Docket No.: 20481/1206898-US1



2. In accordance with 37 C.F.R. 1.98, this IDS includes a list (e.g., form PTO/SB/08) of all patents, publications, or other information submitted for consideration by the office, either incorporated into this IDS or as an attachment hereto. A copy of each document listed is attached, except as explained below.

(check boxes A, B and/or C and fill in blanks, if appropriate.)

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x A.	Pursuant to the Notice issued by the United States Patent and Trademark Office dated August 5, 2003 waiving the requirements of 37 C.F.R. § 1.98(a)(2)(ii), a copy/copies of the U.S. Patent(s) and/or U.S. Patent Application Publication(s) on PTO/SB/08 is/are not being submitted.
B.	Document(s) is (are) deemed substantially cumulative to document(s), and, in accordance with 1.98(c), only a copy of each of the latter documents is enclosed.
C.	Certain documents were previously cited by or submitted to the Office in the following prior applications, which are relied upon under 35 U.S.C. 120:
and/or PTO/Sidocuments, and	atifies these documents by attaching hereto copies of the forms PTO-892, PTO-1449 B/08 from the files of the prior application(s) or a fresh PTO/SB/08 listing these d request that they be considered and made of record in accordance with 1.98(d). Per l), copies of these documents need not be filed in this application.
	3. Cite Nos are not in the English language. In accordance with 1.98(c), Applicant states:
	An English translation of each document (or of the pertinent portions thereof), or a copy of each corresponding English-language patent or application, or English-language abstract (or claim) is enclosed.
	The requirement for a concise explanation of the relevance of any foreign language document is satisfied by the attached search report; citation of the documents cited in the search report shall not be construed as an admission that they are or are considered to be, material to patentability of the subject matter claimed herein (See MPEP §609).
	A concise explanation of the relevance of document(s)  is set forth as follows: [Insert concise explanation of relevance]
	A concise explanation of the relevance of document(s) can be found on page(s) of the specification.
	A concise explanation of document(s) can be found on the attached sheet.

Application No.: 10/569,863 Docket No.: 20481/1206898-US1 4. No explanation of relevance is necessary for documents in the English language (see reply to Comments 67 in the preamble to the final rules; 1135 OG 13 at 20). 5. Other information being provided for the examiner's consideration follows: 6. In accordance with 37 C.F.R. 1.97(g) and (h), the filing of this IDS should not be construed as a representation that a search has been made or that information cited is, or is considered to be, material to patentability as defined in §1.56 (b), or that any cited document listed or attached is (or constitutes) prior art. Unless other-wise indicated, the date of publication indicated for an item is taken from the face of the item and Applicant reserves the right to prove that the date of publication is in fact different. Early and favorable consideration is earnestly solicited. The Commissioner is authorized to charge any deficiency of up to \$300.00 or credit any excess in this fee to Deposit Account No. 04-0100. Dated: January 10, 2008 Respectfully submitted, By /FB/ Flynn Barrison (53,970) Jay P. Lessler Registration No.: 41,151 DARBY & DARBY P.C.

Jay P. Lessler
Registration No.: 41,151
DARBY & DARBY P.C.
P.O. Box 770
Church Street Station
New York, New York 10008-0770
(212) 527-7700
(212) 527-7701 (Fax)
Attorneys/Agents For Applicant